

### REMARKS

Claims remaining in the present patent application are numbered 1-27. Claims 1 and 17 have been amended. No new matter has been added. The rejections and comments of the Examiner set forth in the Office Action dated November 30, 2004 have been carefully considered by the Applicant. Applicant respectfully requests the Examiner to consider and allow the remaining claims.

### 35 U.S.C. §102 Rejection

The present Office Action rejected Claims 1-27 under 35 U.S.C. 102(e) as being anticipated by Multer et al. (U.S. Patent No. 6,671,757). Applicant has reviewed the above cited reference and respectfully submits that the present invention as recited in Claims 1-27, is neither anticipated nor rendered obvious by the Multer et al. reference.

### Independent Claim 1

Applicant respectfully points out that embodiments of independent Claim 1 recite that the present invention includes, in part:

A method of updating a plurality of applications . . . comprising the steps of:

\* \* \*

b) at said second electronic device, automatically determining if said third electronic device has a newer version of said first application than the version of said first

application located on said first electronic device  
by communicating with said third electronic device  
to determine a respective version of said first  
application on said third electronic device;

c) at said second electronic device,  
automatically requesting from said third electronic  
device said newer version of said first application  
if said third electronic device has said newer  
version; and

d) after receiving said newer version,  
automatically storing said newer version of said  
first application on said first electronic device.  
(Emphasis Added)

Embodiments of the present invention pertain to methods  
for updating applications on an electronic device. In  
particular, embodiments of independent Claim 1 recite that  
communication is established between a second and third  
electronic device for the purposes of updating a first  
application on the first electronic device with a newer  
version of the first application on the third electronic  
device. This communication is established in response to a  
synchronization process between the first and second  
electronic devices. More specifically, the second electronic  
device automatically determines if the third electronic  
device has a newer version of the first application than that  
currently stored on the first electronic device.

Applicant respectfully notes that the prior art  
reference, Multer et al., does not teach nor suggest the  
claimed method for updating applications. In contrast to  
independent Claim 1 of the present invention, the Multer et

al. reference, discloses the synchronization between two synchronizing devices, the first and third devices as represented in independent Claim 1. That is, synchronization occurs between the first and third devices. In particular, the Multer et al. reference discloses that only difference information is transferred between the first and third devices during the synchronization process. (See col. 11, lines 40-50, in the Multer et al. reference) That is, the Multer et al. reference discloses how difference information is determined between the first and third devices through the use of differing synchronizers, transmitters and receivers. (See col. 6 line 20 to col. 8, line 17 of the Multer et al. reference)

On the other hand, embodiments of the present invention disclose a method for updating versions of a first application between a first electronic device and a third electronic device through an intermediary second electronic device in response to a synchronization process between the first and second electronic devices, as recited in independent Claim 1. That is, embodiments of the present invention do not teach the discovery of difference information of a first application, as in the Multer et al. reference.

Instead, embodiments of the present invention disclose the determination of whether a newer version of the first

application exists on the third electronic device in comparison to a version of the first application on the first electronic device, as recited in independent Claim 1. This is accomplished at the second electronic device by communicating with the third electronic device to determine the respective version of the first application at the third electronic device. If the second electronic device determines that a newer version of the first application exists, then the second electronic device requests the entire newer version of the first application from the third electronic device. This newer version of the first application is then stored on the first electronic device.

As such, rather than focusing on difference information between devices as in the Multer et al. reference, embodiments of the present invention recite that versions of the first application are determined at a third electronic device and a first electronic device to determine if a newer version of the first application needs to be transferred to the first electronic device.

Thus, Applicant respectfully submits that embodiments of the present invention as disclosed in independent Claim 1 is not anticipated by the Multer et al. reference, and is in condition for allowance. In addition, Applicant respectfully submits that Claims 2-11 which depend from independent Claim

1 are also in a condition for allowance as being dependent on an allowable independent Claim 1.

#### Independent Claim 12

Applicant respectfully points out that independent Claim 12 recites, in part:

A method of creating a personalized and up-to-date application over a communication network comprising the steps of:

- a) receiving at a third electronic device from a second electronic device over said communication network a request for a newer version of a web clipping application, said request resulting from synchronizing said second electronic device with a first electronic device and determining that said third electronic device has said newer version than the version of said web clipping application located on said first electronic device, said first electronic device coupled to said second electronic device;
- b) identifying a user associated with said first electronic device;
- c) accessing information particular to said user;
- d) dynamically creating an up-to-date web clipping application that is personalized to said user using said information; and
- e) sending said personalized and up-to-date web clipping application to said second electronic device.

Independent Claim 12 of the present invention pertains to a method for creating up-to-date personalized applications on an electronic device. In particular, independent Claim 12 recites that communication is established between a second and third electronic device for the purposes of creating

updated versions of personalized applications that are located on a first electronic device, in response to a synchronization process between the first and second electronic device.

Applicant respectfully notes that the prior art reference, Multer et al., does not teach nor suggest the claimed method for creating updated versions of a personalized web-clipping application. More specifically, the Multer et al. reference does not teach the determining at a second electronic device if the third electronic device has a newer version of the first web-clipping application than that stored on the first electronic device, as described in independent Claim 12 of the present invention.

Furthermore, Applicant respectfully disagrees that the Multer et al. reference teaches a method of creating a personalized and up-to-date application as stated on page 5 of the present Office Action. Text from the Multer et al. reference is relevant here and is duplicated below for convenience of review.

In a further embodiment, the invention comprises a method for synchronizing at least a first and a second resident on a first and a second systems, respectively, coupled to the Internet, respectively. The method includes the steps of: determining difference data resulting from changes to a first file on the first system; transmitting the difference data to a server via the Internet;

querying the server from a second system to determine whether difference data exists for files on the second system; retrieving the difference data to the second system; and updating the second file on the second system with difference data. (col. 4, lines 19-30 of the Multer et al. reference).

Applicant is unable to determine where in column 4, lines 19-30, or in other parts of the specification, of the Multer et al. reference does it disclose a personalized web-clipping application that is updated in response to a synchronization between a first and second electronic device. Applicant respectfully requests the Examiner to specifically point out where the Multer et al. reference describes a personalized web clipping application that is updated.

For those reasons above and for analogous arguments regarding independent Claim 1, Applicant respectfully submits that the present invention as disclosed in independent Claim 12 is not anticipated or rendered obvious by the Multer et al. reference, and is in a condition for allowance. Specifically, embodiments of independent Claim 12 recite that a newer version of a web clipping application is requested from a third electronic device for storing on a first electronic device after personalizing the newer version to a user of the first electronic device.

Thus, Applicant respectfully submits that embodiments of the present invention as disclosed in independent Claim 12 is not anticipated by the Multer et al. reference, and is in condition for allowance. In addition, Applicant respectfully submits that Claims 13-16 which depend from independent Claim 12 are also in a condition for allowance as being dependent on an allowable independent Claim 12.

#### Independent Claim 17

Applicant respectfully points out that independent Claim 17 recites a system of the present invention including, in part:

A system comprising a first electronic device containing a plurality of applications, a second electronic device . . . [that] contains instructions that when executed implement of method of updating said plurality of applications, said method comprising the steps of:

\* \* \*

b) at said second electronic device,  
automatically determining if said third electronic device has a newer version of said first application than the version of said first application located on said first electronic device by communicating with said third electronic device to determine a respective version of said first application on said third electronic device;

c) at said second electronic device,  
automatically requesting from said third electronic device said newer version of said first application if said third electronic device has said newer version . . . . (Emphasis Added)

Embodiments of independent Claim 17 of the present invention pertain to a system for updating applications on an



electronic device. In particular, embodiments of independent Claim 17 recite that the system establishes communication between a second and third electronic device for the purposes of updating versions of applications located on a first electronic device.

For arguments analogous with respect to independent Claims 1 and 12, Applicant respectfully notes that the prior art reference, Multer et al., does not teach nor suggest the present system for updating versions of applications that comprises, in particular, automatically determining at a second electronic device if the third electronic device has a newer version of the first application than that stored on the first electronic device in response to a synchronization process between the first and second electronic device, as claimed in independent Claim 17 of the present invention. More particularly, the Multer et al. reference does not teach the automatic requesting of a newer version of the first application from the third electronic device for storing on the first electronic device, as is recited in independent Claim 17.

Thus, Applicant respectfully submits that the present invention as disclosed in independent Claim 17 is not anticipated by the Multer et al. reference, and is in a condition for allowance. In addition, Applicant respectfully submits that Claims 18-27 which depend from independent Claim

17 are also in a condition for allowance as being dependent on an allowable independent Claim 17.

CONCLUSION

In light of the facts and arguments presented herein, Applicant respectfully requests reconsideration of the rejected Claims.

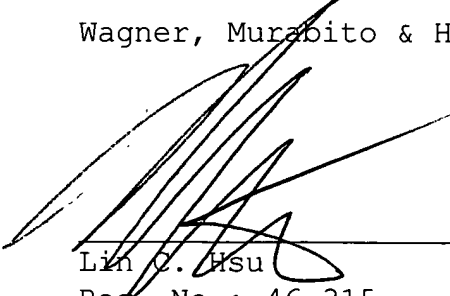
Based on the arguments presented above, Applicant respectfully asserts that Claims 1-27 overcome the rejections of record. Therefore, Applicant respectfully solicits allowance of these Claims.

The Examiner is invited to contact Applicant's undersigned representative if the Examiner believes such action would expedite resolution of the present Application.

Respectfully submitted,

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